



ఆంధ్రప్రదేశ్ రాజపత్రము
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

W.No.43

AMARAVATI, TUESDAY, NOVEMBER 1, 2022

G.1024

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**REGIONAL DIRECTOR OF MEDICAL AND HEALTH SERVICES
VISA KHAPATNAM**

Rc.No.2548 / B5 / 2001.

Dated: 20-08-2022.

Sri T. JAGANNADHAM, ASSISTANT STATISTICAL OFFICER, PARVATHI PURAM MUNICIPALITY, PARVATHIPURAM VIZIANAGARAM DIST -WHO ABSENTED DUTY FROM 03-08-2001 DEFENSE STATEMENT NOT DEPOSITED - IMPOSED PUNISHMENT OF TERMINATION UNDER RULE 9 (ix) OF APCS (CC&A) RULES 1991.

Ref:-1.Rc.No6202/2000-C,dt27-08-2001 Srikakulam Municipality of the
Municipal Health officer

2. Rc. No 6202/2000-C1/dt 30-01-2002 of the commissioner Srikakulam
Municipality Srikakulam

3. T.O.Rc.No 2548/B5/ /01 Dt 19-01-2002.

4. Explanation of Sri. T.Jagannadham , ASO, dt 28-01-2002.

5.T. O. Charge memo Rc. No 2548/b5/2001 dt 28-02-2002.

6. Rc. No 6102/2002 -C dt 16-03-2002 of the Municipal Health Officer,
Srikakulam Municipality.

7.T.O.Rc. No 2548/B5/01 dt 23-12-2003 remarks called for.

8. Representation of T. Jagannadham, ASO, dt Nil

9. T.O.Rc. No 2548/B5/01 Dt 8-04-2005 reposting orders.

10. O.Rc. No 2548/B5/01 Dt 21-04-2005 DTCO , Srikakulam
appointed Enquiry Officer.

11. Rc.No 31/TB/SA/05 dt 17-03-2010 of DTCO, Srikakulam file Returned without enquiry.
12. O.Rc.No 2548/B5/01 dt 24-04-2010 another enquiry officer appointed.
13. Rc. No -SPL/Primary Health Centre Budithi/10 dt 15-07-2010 of DCS, Primary Health Centre, Budithi enquiry report .
14. Again remarks called for from MHO, Srikakulam Municipality , Srikakulam. To.Rc. No 2548/B5/01 DT 7-08-2010.
15. T.O.Rc. No 2548/B5/01 Dt 7-09-2011
16. T.O.Rc. No 2548/B5/01 Dt 22-05-2012
17. Explanation of Individual Dt
18. T.O.Rc. No 2548/B5/01 Dt 28-09-2012 stoppage of 3 increments
19. L. Dis No 80/2013 /B2/ 6022-13 Dt 17-05-2013 of AP. Lokayuktha , Hyderabad.
20. Notice Dis No 80/2013 /B2/ 8156/13 Dt 1-07-2013 of AP. Lokayuktha Hyderabad
21. Rc. No 6102/00/C1/dt 30-07-2013 of EX Health Officer, Srikakulam Municipality, Srikakulam.
22. L.Dis No 80/2012 /B2/12039/13 Dt 29-10-2013 of Dy.Registrar, AP, Lokayuktha, Hyderabad.
23. Rc.No.2548/B5/01 Dt 26-07-2014 revised show cause notice issued to the individual.
24. Note orders of the RDM&HS, Visakhapatnam., dated: 13-08-2022.

Sri T.jagannadham, Assistant Statistical Officer, previously worked at Srikakulam municipality, Srikakulam from 18-10-2000 onwards. The Municipal Health Officer, Srikakulam vide Rc.No: 6202/2000-C1., dated 27/08/ 2001 has informed that the individual absconded to duties from 03-08-2001. On the letter of Municipal Health Officer, Srikakulam a detailed report called for from Commissioner, Srikakulam Municipality, Srikakulam vide this office Rc.No: 2548/B5/2001, dated: 12-10-2001. The Commissioner, Srikakulam Municipality, Srikakulam submitted the detailed report vide Rc. No. 6102/2000-C1, dated: 27-10-2001 that Sri T. Jagannadham, ASO has been absconded to duties from :03-08-2001 without any permission and not applied for any kind of leave. As per report of Commissioner , Srikakulam Municipality a memo issued to the individual and explanation called for vide this office Rc.No: 2548/B5/2001., dated: 19-01-2002 the individual submitted his explanation dated: 28-01-2002 that on 3rd August, 2001 he went to office at 10:30. The office room kept locked and on a work he went on

treasury duty. From: 05-08-2001 to 09-08-2001 he proceeded on LTC (Home Town) with prior sanction of higher authorities. On 10-08-2001 when he attended to duty as usual, the Municipal Health Officer has not admitted on 11-08-2001 and 12-08-2001 public holidays and 13-08-2001 also the Municipal authorities has not admitted him into duty. From: 14-08-2001 he fell sick and on doctors advised take rest which was informed to the municipal authorities. After sick leave he approached to municipal office, the Municipal Health Officer instructed him to get reposting orders issued this office.

In this connection charges framed against Sri T. Jagannadham, Assistant Statistical Officer vide this office Rc.No: 2548/B5/2001, dated 28-02-2002 for absconding from duties which against to CCA rules. The individual reposted to same place vide this office Rc.No: 2548/B5/2001, dated: 08-03-2002 and reported for duty on 24-04-2002. The individual has submitted his explanation to charge memo on 24-08-2002 which was not satisfactorily, hence medical certificates called for from issuing authority which are submitted by the individual from Srikakulam Municipality and on the explanation of the individual specific remarks invited for from Srikakulam Municipality. The Municipal authorities have not responded even though issue of several reminders by this office. Again individual did not attend for duty from: 24-04-2003 onwards.

Then after lapse of 02 years the individual applied for reposting orders directly to this office on 25-03-2005. On the request of the individual reposting orders issued to the individual to same place vide this office Rc.No: 2548/B5/2001., dated: 21-04-2005 and reported for duty on 05-08-2005 pending disciplinary action as the municipal authorities were not responded properly. In this process the Dr Tirupathi Rao, District T.B.Control Officer, Srikakulam was appointed as enquiry officer for enquiry on the above issue vide this office Rc.No: 2548/B5/2001., dated: 02-05-2005. After five years lapsed the DTCO, Srikakulam returned the file without conducting the enquiry vide Rc.No: 31/TB/SA/2005, dated: 17-03-2010 as Dr Tirupathi rao has retired from service and not possible to conduct enquiry. In thus way five years lapsed in DTCO office, Srikakulam explanation called for the Deputy Civil Surgeon,

CHC-Budithi, Srikakulam district was appointed as another enquiry officer for conducting enquiry vide Rc.No: 2548/B5/2001., dated: 22-04-2010. The enquiry officer submitted enquiry report vide Rc.No: Spl/PHC Budithi/2010., dated: 15-07-2010 and opined that the individual has absconded duties from time to time due to his domestic and financial struggles and on verification of pay bill registers during the enquiry, the salaries were also not drawn from august, 2006 to 14-02-2007 by the Municipal Health Officer, Srikakulam Municipality, Srikakulam which was the duty period. In the enquiry it was also found that the individual again proceeded on unauthorized absence from 15-02-2007. It was also not informed to this office by the Municipal authorities. In the enquiry the individual represented that the Municipal authorities did not draw his salary for his duty period also and due to financial and domestic problems he was absented to duty and requested for reposting orders.

In this connection, a detailed report called for from Municipal authorities, Srikakulam Municipality, Srikakulam vide this office Rc.No: 2548/B5/2001., dated: 07-08-2010 and instructed to pay duty period salary to the individual. Even though, so many reminders issued to Municipal authorities and approached personally by the RD office employees the Municipal authorities did not respond properly. Hence, a D.O. letter addressed to Commissioner and Director of Municipal Administration, Hyderabad vide this office Rc.No: 2548/B5/2001., dated: 03-03-2011, the Commissioner and Director of Municipal Administration, Hyderabad in this issue vide Roc.No: 4781/2011-C1, dated: 18-03-2011 instructions issued to Municipal Commissioner, Srikakulma Municipality, Srikakulam that furnish the specific remarks on the enquiry report and payment of duty period salary from August, 2006 to Feb, 2007. Even after the Commissioner and Director of Municipal Administration instructions issued, the Srikakulam Municipal authorities have not responded, because of which the disciplinary action could not be completed in time.

In these circumstances, as per enquiry officer report the individual on administrative grounds pending disciplinary proceedings reposted to office of the DM&HO, Srikakulam vide this office Rc.No:2548/B5/2001., dated: 09-09-2011. Further the DM&HO, Srikakulam vide Rc.No: 1600/AO/2012., dated: 03-05-2012

informed that the Assistant Treasury Officer, District Treasury, Srikakulam has objected the salary bill of the individual viz., an unauthorized absence for a continuous period exceeding one year the penalty remove from service vide circular memo no: 4152/C/761/FR/2005., dated: 28-09-2005. In view of the treasury authorities objection, clarification issued by this office Rc.No: 2548/B5/2001., dated: 18-06-2012 that as per Govt. circu.memo.no: 6-910-4/8/FR1/91., dated: 25-12-1991 FP (Fin-wing-FR1) Dept., the government servant proceeded in unauthorized willful and prolonged for duty without proper leave gives a joining a report it should be ensured by the competent authority that he is permitting join immediately pending disciplinary action. It is clarified in same letter to treasury authorities that the disciplinary action has pending against individual and individual reposted on his request pending disciplinary action.

Further, is to submit that a show cause notice issued to the individual vide this office Rc.No: 2548/B5/2001., dated: 11-06-2012 that why a disciplinary action could not be taken against him as per CCA rules for his prolonged unauthorized absence from duty. The individual has submitted his explanation dated: 27-06-2012 that the Srikakulam Municipality Health Officer has not accepted to join him even though reposting issued by the RDM&HS, Visakhapatnam and was not paid for duty period salary also. Due to financial troubles he absented to duties frequently. Now the District Treasury authorities has also not accepted his salary bills he has facing gross financial troubles.

In this connection, again addressed a D.O. letter to Commissioner and Director of Municipalities, Hyderabad for the remarks of Chief Medical Officer of Health, Srikakulam Municipality as this office is unable to take any action in this matter vide this office Rc.No: 2548/B5/2001., dated: 25-07-2012. After 02 months waited, there is no response from municipal authorities, hence, major punishment imposed against Sri T.Jagannadham, ASO, O/o DM&HO, Srikakulam as per CCA rules and as major penalty stopped 03 increments with cumulative effect.

In the mean while, the individual approached to the Andhra Pradesh Lokayukth, Hyderabad for non-payment of salary by Director District Treasury Officer, Srikakulam vide Rc.No: 80/2013/B2/6322/13 dated: 17-05-2012, the Registrar, Andhra Pradesh Lokayuktha, Hyderabad has directed to RDM&HS, Visakhapatnam and DTO, Srikakulam in person before of Andhra Pradesh Lokayuktha on 10-07-2013 at 10:30 A.M. on the above issue the RDM&HS, Visakhapatnam and DTO, Srikakulam has attended before the Andhra Pradesh Lokayuktha, Hyderabad and submitted compliance report on the entire above facts.

Further, the Registrar, Andhra Pradesh Lokayuktha, Hyderabad has passed order on 10-07-2013 as follows,

1. The RDM&HS, Visakhapatnam has stated that in spite of several letters the Commissioner and Director of Municipal administration, A.P., Hyderabad and Srikakulam Municipality have not submitted any disciplinary proceedings against the complainant for complication of certain enquiry.
2. The District Treasury Officer, Srikakulam stated that the punishment awarded to the complainant is not proportion to the gravity of the direction and also against the order of the Govt and instructed to the DTO, Srikakulam one week time for payment of salary after taking under taking from the complainant.

Further, the registrar, A.P., Lokayuktha, Hyderabad has instructed to Commissioner, Srikakulam Municipality, DTO, Srikakulam, RDM&HS, Visakhapatnam for attend before the A.P., Lokayuktha on 15-07-2013 at 10:30 A.M. along with the compliance report.

All the above officers were attended before the Andhra Pradesh Lokayuktha, Hyderabad and the registrar, Andhra Pradesh Lokayuktha, Hyderabad has instructed to Municipality for submit specific remarks on the enquiry report immediately to the RDM&HS, Visakhapatnam for taking necessary action as per CCA rules.

In view of above instructions of Andhra Pradesh Lokayuktha, Hyderabad, the Municipal Health Officer, Srikakulam Municipality, Srikakulam and present AMHO, GVMC, Gajuwaka, Visakhapatnam has submitted specific remarks on the enquiry report of Medical Officer, PHC-Budithi, Srikakulam district, dated: 15-07-2010 as follows:

The individual unauthorized absence to duty since 03-08-2001 and time to time as available from the records from the records of the office from one and the other because, in his written statement given before the enquiry officer on 11-06-2010 regarding non-payment of salaries for 07 months for the period August 2006 to 14-02-2007, the post of Health Officer was vacant. Where there is no health officer the Municipal Commissioner is the Health Officer when there was no health officer, the then Municipal Commissioner might have drawn the salaries of the individual, as was done in the case of other employees working under the Municipal Health Officer. It is the duty casted up on him. In the remarks, the Ex-Health Officer, Srikakulam Municipality, Srikakulam has confirmed that the individual proceeded on absconded duties from time to time due to his domestic and financial troubles.

In view of the above circumstances explained by the Ex-Health Officer, Srikakulam Municipality, the RDM&HS, Visakhapatnam has decided to review the punishment imposed against Sri T.Jagannadham, Assistant Statistical Officer previously working at Srikakulam Municipality, Srikakulam and present working at Parvathipuram Municipality, Parvathipuram, Vizianagaram district as per rules 40&41 of APCSC (CCA) rules 1991 a revised show-cause notice issued to the individual and instructed to submit his explanation that why not take disciplinary action as per available material, as he has absconded from duties more than one year within 15 days vide Rc.No: 2548/B5/2001 dated: 26-07-2014 as per CCA rules and Go.Ms.No: 260 (ser) dept., dated: 04-09-2003 and Govt. circular memo no 4152/C/761/FR/05 dated: 28-09-2005.

As per CCA rules 40&41 of APCS rules 1991, where there is no provisions to review of major penalty to again, it may be revised by the head of the department

only. Since the individual has already punished major punishment with hold of 03 increments with cumulative effect as penalty as per enquiry report that is individual absented due to not payment of salaries by the Srikakulam municipal authorities.

Accordingly, proposals were submitted to the DPH&FW, A.P., Hyderabad vide this office Rc.No: 2548/B5/2001., dated: 21-08-2013 with a request to revise the punishment of withholding 03 periodical increments with cumulative effect awarded by this office as per the provisions laid down under rule 40&41 of Andhra Pradesh Civil Services (CC&A) rules, 1991.

The appeal of Sri T.Jagannadham, Assistant Statistical Officer, Parvathipuram Municipality, Parvathipuram, Vizianagaram district was rejected by the DPH&FW, A.P., Vijayawada vide Rc.No: 2932/E4C/2019., dated: 09-05-2021 as the claim in time barred and the same was communicated in original through the Commissioner, Parvathipuram Municipality, Parvathipuram, Vizianagaram district in original vide this office Rc.No: 2548/B5/2001., dated: 20-07-2021.

The Commissioner, Parvathipuram Municipality, Parvathipuram has stated that the orders in Rc.No: 2932/E4.C/2019., dated: 09-05-2021 of the DPH&FW, A.P., Vijayawada was not served to Sri T.Jagannadham, Assistant Statistical Officer as the individual was surrendered to his parent department since long back in his Roc.No: 450/2023-F1., dated: 16-09-2021.

Keeping in view of the above facts, the where-about of Sri T.Jagannadham, Assistant Statistical Officer is not traced out which shall be treated as unauthorized absence from duty for more than 10 years under rule 9(Lx), of A.P. civil service (CC&A) rules, 1991 read with Rule FR 18 (4) and read with Go.Ms.No: 8 Fin (DR-1) Dept., dated: 08-01-2001 and Go.Ms.No: 128 Fin (DR-1), dated: 01-06-2007.

Therefore, after careful examination of the matter and also following all due official procedure the RDM&HS, Visakhapatnam is hereby terminated the services of Sri T.Jagannadham, Assistant Statistical Officer, Parvathipuram Municipality, Parvathipuram, Manyam district previously Vizianagaram district w.e.f the date of his unauthorized absence i.e 03-08-2001. under Rule 9) of A.P., Civil Service (CC&A)

Rules, 1991 read with Rule FR 18 (4) and Go.Ms.No: 8 Fin (Dr.1) Dept., dated: 08-01-2004 and Go.Ms.No: 128 Fin (Dr.1)., dated: 01-06-2007. and his termination orders come into effect his date of unauthorized absence i.e. from 03-08-2001.

The Commissioner, Parvathipuram Municipality, Parvathipuram, Manyam district is requested to serve the above orders immediately to the individual and obtain dated acknowledgement on the 2nd copy of this order and furnish to this office without fail for taking necessary action.

Dr. U. SWARAJYA LAKSHMI,
Regional Director,
Visakhapatnam.

To,
Sri T.Jagannadham, Assistant Statistical Officer, Parvathipuram Municipality,
Parvathipuram, Manyam district through the Commissioner, Parvathipuram

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